

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 27 2003

Returned to applicant for correction JUN 16 2003

Corrected application filed \_\_\_\_\_

Map filed JUL 21 2003 UNDER 70032

\*\*\*\*\*

The applicant **Lynn R. Forsberg and Penny K. Forsberg**, hereby makes application for permission to change the **Place of Use and Manner of use of a portion** of water heretofore appropriated under **Proof 00405 of the Edwards Decree by Claimant Hankins-Bellinger Co.**

\*\*\*\*\*

1. The source of water is **Lamoille Creek**
2. The amount of water to be changed **0.003 cfs**
3. The water to be used for **Fire Protection**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **As decreed**
6. The existing permitted point of diversion is located within **As decreed**
7. Proposed place of use **A portion of the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 19, T.33 N., R.58 E., M.D.B.& M., being Parcel No. 1 as shown on a parcel map for Hog Tommy Hills, LLC, File No. 479676.**
8. Existing place of use **As Decreed (SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 19, T.33 N., R.58 E., M.D.B.& M.) 0.20 acres to be removed from irrigation within the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 19, T.33 N., R.58 E., M.D.B.& M.**
9. Use will be from **April 15 to August 15** of each year.
10. Use was permitted from **April 15 to August 15** of each year.
11. Description of proposed works **Headworks with transmission ditch to storage pond**
12. Estimated cost of works **\$10,000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: The waters under this application will be used to fill and also to compensate for evaporation for a storage pond used for emergency fire protection. The pond will be drained for cleaning and filled once per season. The annual consumptive use will be 195,511 gallons (0.60 acre feet) per season. The water under this application will be diverted, per the Humboldt Decree, between Apr 15 & Aug 15 of each year but the water, which is used for fire protection, will be used annually.

By Robert E. Morley, High Desert Engineering  
s/Robert E. Morley  
640 Idaho Street  
Elko, Nevada 89801

Compared hmw/cmf dl/gkl

Protested 10/14/03 by Joseph M. Presti et. al.;  
Pro. Overruled 9/19/05 See Ruling #5532

\*\*\*\*\*

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of Lamoille Creek as heretofore appropriated under Proof V00405 as appears in the Humboldt River Decree No. 2804 entered October 20, 1931 and October 7, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.003 cubic feet per second, but not to exceed 0.60 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 24, 2008

Proof of completion of work shall be filed on or before:

April 24, 2008

Water must be placed to beneficial use on or before:

March 24 2011

Proof of the application of water to beneficial use shall be filed on or before:

April 24, 2011

Map in support of proof of beneficial use shall be filed on or before:

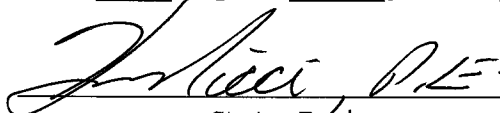
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of March, A.D. 2006



State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_ N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_